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March 4, 2010

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**VIA FEDERAL EXPRESS**

Honorable Karen M. Williams, U.S.D.J.  
United States District Court  
for the District of New Jersey  
Mitchell H. Cohen U.S. Courthouse  
Room 6040  
One John F. Gerry Plaza  
Camden, NJ 08101

**RECEIVED**

**MAR - 5 2010**

KAREN M. WILLIAMS  
U.S. MAGISTRATE JUDGE

**RE: Barbara Appleby v. Robert M. Goldberg, M.D., et al.**  
**Docket No. 09-CV-4549 (RMB)(KMW)**

Dear Judge Williams:

This firm represents the defendants in the above-referenced matter. We are currently scheduled to appear for an Initial Case Management Conference with Your Honor on March 16, 2010. We are writing to request that the conference be adjourned due to recent developments in the case.

Yesterday, Judge Bumb issued an Order *sua sponte* questioning the plaintiff's standing to bring her claims under ERISA. A copy of Judge Bumb's Order is enclosed for Your Honor's convenience. Judge Bumb set a schedule for the motion that will conclude with oral argument on March 24, 2010. Given the possibility that the case will be dismissed or other action be taken on that date, we respectfully request that the Court adjourn the Initial Case Management Conference until after Judge Bumb issues her ruling on the *sua sponte* motion.

So Ordered this 5<sup>th</sup> day  
of March, 2010  
  
KAREN M. WILLIAMS  
U.S. MAGISTRATE JUDGE

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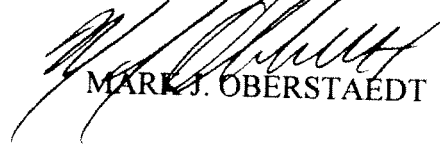
Honorable Karen M. Williams, U.S.D.J.

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As always, if the Court has any questions or concerns, we will be happy to address them.

Respectfully submitted,



MARK J. OBERSTAEDT

MJO:jlw

cc: Alan L. Frank, Esquire (via e-mail)

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